THE HONOURABLE SRI JUSTICE NOOTY RAMAMOHANA RAO

W.P.No.31114 of 1997
Date: 02-02-2007

Between:
B.Hemanth Kumar

Petitioner

And

The Inspector General of Registration & Stamps,
A.P. Hyderabad and another

Respondents

THE HONOURABLE SRI JUSTICE NOOTY RAMAMOHANA RAO

W.P.No.31114 of 1997

ORDER:

1. This writ petition has been instituted seeking a declaration that the action of the respondents in insisting that the notice of dissolution in Form-V signed by the petitioner dissolving the firm of M/s. B.Narayan Swamy & Sons with effect from 14-11-1989 should also be got signed by all the partners, as illegal and arbitrary and for a consequential direction to the respondents to receive record and file the Form-V under Section 63 of the Indian Partnership Act, 1932 (for short 'the Act').

2. The case of the writ petitioner is that in spite of his soliciting recording of the dissolution of the firm of which he is a partner, the second respondent has not been recording the same. The learned Government Pleader for Revenue pointed out that in Para 7 of the counter affidavit filed by the 2nd respondent it was averred specifically that in terms of Section 63 of the Act, it was recorded on 04-04-1998 in the Registrar's Office that the firm got dissolved.

3. In view of the statement, and the material produced by the learned Government Pleader for Revenue that in the records maintained by the Registrar of Firms, it was recorded that the firm in question got dissolved, the cause in the writ petition does not survive any further.

4. Accordingly the writ petition is dismissed, but however, without costs.

NOOTY RAMAMOHANA

RAO,J
02-02-2007
Stp

s